

DRAFT
STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS
Monday May 21, 2018
Indiana Government Center-South, Room W064
402 West Washington Street
Indianapolis, Indiana

COMMITTEE MEETINGS

10:00 a.m.

CALL TO ORDER & ESTABLISHMENT OF QUORUM

D. Weisheit called the meeting to order at 1:00 p.m. and established a quorum pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting

Board Members Present:

Diane Weisheit, President
Victoria Ross
Diana Bonn
Gary Odell

Board Member Absent:

Gregory Kenny

State Officials Present:

Tracy Hicks, Board Director, Indiana Professional Licensing Agency
Shawna Ervin, Assistant Director, Indiana Professional Licensing Agency
Jodi Stein, Board Advisory Counsel, Office of the Attorney General

ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda as amended.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell,

ADOPTION OF THE MINUTES FROM THE MARCH 19, 2018 MEETINGS OF THE STATE BOARD OF COSMETOLOGY AND BARBER EXAMINERS

A motion was made and seconded to approve the minutes of the March 19, 2018 meeting.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

OLD/NEW BUSINESS

A. Office of the Attorney General Consumer Protection Division Report

Written report provided.

B. Administrative Hearings;

1. Administrative Show Cause Hearing: Roger's Barber Shop, BS20400144 and Roger Miller, BA10400109, 2007 SBCBE 0008 & 0009

A motion was made and seconded to suspend the license indefinitely with no right to petition for reinstatement for 30 days, at which time the licenses will be placed on probation for one year, impose a fine of \$1000, require previous fines and fees and give him a total of one year to pay everything, require appearance before the board at every meeting for one year. To practice he must have a valid beauty culture salon license and barber license.

D. Bonn/G. O'Dell
4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

2. Administrative Hearing: Vocational College of the Arts, SC41100005, 2018SBCBE0027

A motion was made and seconded that the State proved the violations for counts 1, 2, 3, 4, 5, 7, 10, 18, & 21

D. Bonn/V. Ross
4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

A motion was made and seconded to impose a fine of \$250.00 for violations 1, 2, 3, 4, 5, and 10 and impose a fine of \$500 for violations 7, 18, & 21.

D. Bonn/V. Ross
4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

A motion was made and seconded to impose the costs of the proceedings, impose the \$5.00 fee to the health records and personal identifying information protection trust fund, and place the license on indefinite probation with no right to petition for removal of probation until the school can pass inspection.

D. Bonn/V. Ross
4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

3. Administrative Hearing: Teresa's Nails & Spa, MS31200077, 2014SBCBE0039

A motion was made and seconded to allow her an extension to July 2019 to pay the fines and costs.

D. Bonn/G. O'Dell
4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

4. Administrative Hearing: Danh Le, MA20100874 and Main Street Nails, MS31200081, 2018SBCBE0064

A motion was made and seconded to issue a Notice of Proposed Default.

V. Ross/ G.O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

5. Administrative Hearing to Modify Probation: Eugena Pearl Boyd, BC21300115, 2013SBCBE0009

A motion was made and seconded to issue a Notice of Proposed Dismissal.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

6. Administrative Hearing to Modify Probation: Ampree M. Ensley, BC21402196, 2014SBCBE0131

A motion was made and seconded to issue a Notice of Proposed Dismissal.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

7. Administrative Hearing to Modify Probation: Kiyoe Tanaka, BC21502001, 2015SBCBE0131

A motion was made and seconded to remove the probation.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

8. Administrative Hearing to Modify Probation: Heather Lynn Hoover, ES21600358, 2016SBCBE0103

A motion was made and seconded to remove probation.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

9. Administrative Hearing to Modify Probation: Paige Anne Winslow-Bultinck, BC09201631, 2017SBCBE0047

A motion was made and seconded to issue a Notice of Proposed Dismissal.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

10. Administrative Hearing to Modify Probation: The Right Touch, BS29600101, 2017SBCBE0101

A motion was made and seconded to remove probation.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

11. Administrative Hearing to Modify Probation: Wendy Albrecht, BC09000835, 2017SBCBE0138

A motion was made and seconded to remove probation.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

12. Administrative Hearing: Merrillville Beauty College, Inc., 2018SBCBE0026

A motion was made and seconded to Affirm the ALJ Order.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

C. Consideration of Proposed Findings of Fact, Conclusions of Law and Order

1. Kim Nails, MS31300003 & Trang H. Vo, MA21700286, 2018SBCBE0003

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

2. Danielle Wheeler, 2018SBCBE0001

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

G. O'Dell/ V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

3. Mim M. La, MA20600175 and World Nail, MS30600703, 2017SBCBE0055

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

V. Ross/ G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

4. Star Nails, MS30600367 and Hai Thanh Nguyen, MA20502190, 2018SBCBE0029

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

V. Ross/ G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

5. B.R. Nails, MS31003475, 2018SBCBE0030

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

V. Ross/ G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

6. Nail Reflections, BS91400043 and Linh C. Phan, MA29701054 and BC20401430

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

V. Ross/ G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

D. Personal Appearance and Consideration of Application for License Renewal

1. Vocational College of the Arts, SC41100005

A motion was made and seconded to renew the license on indefinite probation to mirror the disciplinary order from 2018SBCBE0027.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

2. Lee's Nails, EH31004065

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation for one year and the salon must pass inspection prior to petitioning for removal of probation.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

3. Paris Nails, BS91400696

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation for one year and the salon must pass inspection prior to petitioning for removal of probation.

V. Ross/ D. Bonn

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

4. Tag Salon, BS91400604

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation for one year and the salon must pass inspection prior to petitioning for removal of probation.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

5. Shelby Duenne, BC21401529

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation until the criminal obligation is complete.

V. Ross/ D. Bonn

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

6. Tiffany Harsh, BC20601653

A motion was made and seconded to deny renewal for failure to appear.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

7. Laura Martin, BC21011520

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation until the criminal obligation is complete.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

8. Blake Ottmar, BA11100136

A motion was made and seconded to renew the license on indefinite probation with no right to petition for removal of probation until the criminal obligation is complete.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

9. Breanna Williams, BC21500407

A motion was made and seconded to renew the license.

V. Ross/G.O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

E. Personal Appearance and Consideration of Application for License Reinstatement

1. Taylor Aust, BC21200942

A motion was made and seconded to deny reinstatement for failure to appear.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

2. Tiffany Boren, BC21400384

A motion was made and seconded to deny reinstatement for failure to appear.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

3. Jennifer Bowman, BC21300623

A motion was made and seconded to reinstate the license on indefinite probation with no right to petition for removal of probation for one year and until the criminal obligation is complete.

V. Ross/G. O'Dell

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

4. Rachel Thomas, ES20500849

A motion was made and seconded to deny reinstatement for failure to appear.

D. Bonn/V. Ross

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

5. Glace Nails, MS30600606

A motion was made and seconded to reinstate the license on indefinite probation with no right to petition for removal of probation for one year and must pass inspection.

V. Ross/D. Bonn

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

6. Lucky Nails, BS91400620

A motion was made and seconded to reinstate the license on indefinite probation with no right to petition for removal of probation for one year and must pass inspection.

V. Ross/D. Bonn

4/0/0

Motion carried.

Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

F. Consideration of Notices of Proposed Dismissal

1. Niyati Roy, 2018SBCBE0025

A motion was made and seconded to dismiss the matter.

D. Bonn/V. Ross
4/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

G. Consideration of Administrative Law Judge's Orders

1. Samantha Condit, BC20909785, 2018SBCBE0023

A motion was made and seconded to affirm the Administrative Law Judge's Order.

D. Bonn/V. Ross
4/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

2. Diva Nails & Spa, 2018SBCBE0024

A motion was made and seconded to affirm the Administrative Law Judge's Order.

D. Bonn/V. Ross
4/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

3. Diva Nails & Spa, 2018SBCBE0024

A motion was made and seconded to affirm the Administrative Law Judge's Order.

D. Bonn/V. Ross
4/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

V. COMMITTEE REPORTS

A. Application Committee

A motion was made and seconded to accept the following report as amended regarding Angels Nails. The board would like to refer Angels Nails to the OAG for unlicensed practice if they continue to practice without a license.

V. Ross/ D. Bonn
4/0/0
Motion carried.
Voting in favor: Diana Weisheit, Victoria Ross, Diana Bonn, Gary Odell

COSMETOLOGY

A. By Examination

- Wilm, Madeline – approved on probation
- McCreary, James – approved on probation
- Molina, Melissa – approved
- De Alba, Isabella – approved
- Sena, Bryanna – approved

B. Reciprocity

- Dang, Vinh Hoang – denied

- Dang, Van V – denied
- Tran, THI Uyen Thy – denied
- Nguyen, Hien - denied
- Ghally, Kamel Noshi - denied
- Hui, Chao – denied
- Dai, Danmei – denied
- Ross, Jill – approved
- Nguyen, Nham Thi – denied
- Le, Bich T. – denied

C. By Provisional

- Dai, Danmei – denied
- Lemus- Chicas, Ingrid Marisal - denied

ESTHETICIAN

A. By Examination

- Watkins, Kelly Marie – tabled
- Recker, Nicole – approved
- Hollings, Bonnie – approved

B. By Provisional

- Le, Jennie B. – denied

MANICURIST

A. By Examination

- Duang, Diem – denied
- Copley, Irae – denied
- Stucker, Alice – approved on probation
- Solliday, Maria – approved
- Chau, My – denied

B. By Reciprocity

- Do, Thuy D. – denied
- Nguyen, Ethan – denied
- Nguyen, Chi Thi Kim – tabled
- Ngo, Thi Le – denied
- Davis, Linh Ngo Thuy – denied
- Truong, Chuong Thanh – denied
- Wick, Biana Lydia – denied
- Truong, Phong Thanh – denied
- Nguyen, Ly T. – denied
- Lytrang, Diana – denied
- Tran, Hon Van – denied
- Tieu, Anh Gia – denied
- Truong, Anh T. – denied

C. By Provisional

- Tran, Thao T. – denied
- Duyen, Pham Ngoc My – denied

BARBER

A. By Examination

- Scales, Michael – approved on probation
- Albertson, Nicholas Michael – approved on probation
- Hopkins, Jovan A. – approved on probation
- Shoulder, Vaneta – approved
- Gilbert, Jamiyl M. – approved
- Soto III, Narciso – approved on probation
- Yanke, Shelly A. – approved
- Torrence, Isaiah – approved
- Morgan, Henry – approved
- Houston, Anthony – approved

B. By Reciprocity

- Daniels, Tatiana – approved

C. By Provisional

- Moreno, Ramon Antonio – denied

INSTRUCTOR

A. By Reciprocity

- Boozer, Deana – denied

FACILITY APPLICATIONS

A. Beauty Culture Salon

Tang's Nail & Spa – 282 81st Avenue, Dyer IN 46311 – failed inspection 4/6/2018. Copy of failed inspection is in file. – denied

Angel's Nails – 5884 US-6 B., Portage IN 46368 – failed inspections denied

Cuts on the Fly – 652 Hampton Ct, Sellersburg IN 47172 – approved for inspection

Allstar's Sports Barbershop – 1251 US Highway 31 Greenwood IN 46142 – owner license on probation – approved on probation

Loft 14 (positive response) 2316 E 116th Street Carmel IN 46032 – Approved for temp permit and inspection

ADJOURNMENT

The meeting adjourned at 6:13 pm.